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6 **UNITED STATES DISTRICT COURT**
7 **NORTHERN DISTRICT OF CALIFORNIA**
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10 NINTH INNING INC. dba The Mucky Duck,
11 and others,

12 Plaintiff,

13 v.

14 GOOGLE, INC.,

15 Respondent.

Case No. 5:23-mc-80213 NC


**ORDER OF CONDITIONAL
DISMISSAL**

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17 Appearing that no issue remains for the Court's determination, IT IS HEREBY
18 ORDERED THAT this action and all claims asserted herein are DISMISSED with
19 prejudice. The Clerk of the Court is directed to administratively close this case. Any party
20 may move to reopen the case, provided that such motion is filed within 30 days. All
21 scheduled dates are VACATED.

22 The Court retains jurisdiction over this case for 30 days. *See Kokkonen v. Guardian*
23 *Life Ins. Co. of Am.*, 511 U.S. 375, 381, (1994).

24 IT IS SO ORDERED.

25 Dated: December 22, 2023

26 
27 Nathanael M. Cousins
28 United States Magistrate Judge